

REMARKS/ARGUMENTS

1. In the above referenced Office Action:

- a. Claims 42-48, 50-52, and 54-56 have been rejected under 35 USC § 101 as being of non-statutory subject matter;
- b. Claims 1-3, 5-11, 13-15 have been allowed.

The rejections and objections have been traversed and, as such, the applicant respectfully requests reconsideration of the allowability of claims 42-48, 50-52, and 54-56.

2. As discussed above, Claims 42-48, 50-52, and 54-56 have been rejected under 35 USC § 101 as being of non- statutory subject matter. In particular, the memory recited in these claims has been interpreted broader than a memory device. Claims 42-48, 50-52, and 54-56 have been amended to recite “a memory device”, for example at least one a read-only memory, random access memory, system memory, flash memory, magnetic tape memory, programmable memory, erasable memory, and/or any device that stores digital information. By tying this memory to one or more such devices, Assignee submits that claims 42-48, 50-52, and 54-56 claim statutory subject matter and respectfully requests that this basis of rejection be withdrawn.

CONCLUSION

For the foregoing reasons, the applicant believes that claims 1-3, 5-11, 13-15, 42-48, 50-52, and 54-56 are in condition for allowance and respectfully request that they be passed to allowance.

No additional fees are believed to be due. In the event that additional fees are due or a credit for an overpayment is due, the Commissioner is hereby authorized to charge any additional fees or credit any overpayment to Garlick Harrison & Markison Deposit Account No. 50-2126.

The Examiner is invited to contact the undersigned by telephone or facsimile if the Examiner believes that such a communication would advance the prosecution of the present invention.

RESPECTFULLY SUBMITTED,

By: /Bruce E. Stuckman, Ph.D. Reg. No. 36,693/

Bruce E. Stuckman, Ph.D.

Garlick Harrison & Markison

P. O. Box 160727

Austin, TX 78716-0727

Phone: (512) 241-8444

Fax: (512) 241-8445

email: bstuckman@texaspatents.com